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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/516,823	06/01/2005	Akira Kawahara	OMY-0041	7306
23353	7590	01/10/2008	EXAMINER	
RADER FISHMAN & GRAUER PLLC LION BUILDING 1233 20TH STREET N.W., SUITE 501 WASHINGTON, DC 20036			FOSTER, CHRISTINE E	
			ART UNIT	PAPER NUMBER
			1641	
			MAIL DATE	DELIVERY MODE
			01/10/2008	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ ██	FILING DATE 6/1/2005	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION KAWAHARA ET AL.	ATTORNEY DOCKET NO. OMY-0041
10516823			

EXAMINER	
Christine Foster	

ART UNIT	PAPER
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1641 20071212

DATE MAILED:

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Commissioner for Patents

The amendment filed on 12/6/07 is non-responsive because it amends all claims such that they are no longer directed to the elected invention (MPEP § 821.03). The remaining claims are not readable on the elected invention because the originally elected invention was that of a polyclonal antibody, i.e. a product. The instant amendments to claims 20 and 28 to now recite a process or method of making the antibody do not read on the elected invention of a product. The currently presented claims appear to be directed to the non-elected invention of Group VI (see the requirement for restriction mailed 4/20/06), which was not elected for consideration by Applicant.

Since the above-mentioned amendment appears to be a *bona fide* attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

*Long*  
LONG V. LE 12/21/07  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 1600